

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

DEUTSCHE BANK TRUST COMPANY AMERICAS,	)	
in its capacity as successor indenture trustee for certain	)	
series of Senior Notes, LAW DEBENTURE TRUST	)	
COMPANY OF NEW YORK, in its capacity as	)	
successor indenture trustee for certain series of Senior	)	
Notes, and WILMINGTON TRUST COMPANY, in its	)	
capacity as successor indenture trustee for the PHONES	)	C.A. No. 1:11-cv-00618-GMS
Notes,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
SOWOOD ALPHA FUND LP, <i>et al.</i> ,	)	
	)	
Defendants.	)	

**NOTICE OF ENTRY OF APPEARANCE OF KURT F. GWYNNE, ESQ., BRIAN M.  
ROSTOCKI, ESQ., AND REED SMITH LLP**

PLEASE TAKE NOTICE that Kurt F. Gwynne, Brian M. Rostocki, and Reed Smith LLP hereby enter their appearance on behalf of defendant The Bank of New York Mellon, in its capacity as Trustee of The Bank of New York Mellon Employee Benefit Collective Investment Fund Plan (formerly known as the Mellon Bank, N.A. Employee Benefit Collective Investment Fund Plan and incorrectly named in the Complaint as Mellon Bank N.A. Emp Benefit Collective Investment Plan) in the above-captioned proceeding.

Dated: September 22, 2011

REED SMITH LLP

/s/ Brian M. Rostocki

Kurt F. Gwynne (No. 3951)

Brian M. Rostocki (No. 5059)

1201 Market Street, Suite 1500

Wilmington, DE 19801

Telephone: (302) 778-7500

Facsimile: (302) 778-7575

kgwynne@reedsmith.com

brostocki@reedsmith.com

*Counsel for The Bank of New York Mellon  
in its capacity as Trustee of The Bank of  
New York Mellon Employee Benefit  
Collective Investment Fund Plan*

**CERTIFICATE OF SERVICE**

I, Brian M. Rostocki, Esquire, hereby certify that on September 22, 2011, I caused a true and correct copy of the foregoing *Notice of Entry of Appearance of Kurt F. Gwynne, Brian M. Rostocki, and Reed Smith LLP* to be served electronically upon all counsel of record registered with the CM/ECF System for the United States District Court for the District of Delaware in the foregoing case.

Dated: September 22, 2011

/s/ Brian M. Rostocki

Brian M. Rostocki (No. 4599)

REED SMITH LLP

1201 Market Street, Suite 1500

Wilmington, DE 19801

Telephone: (302) 778-7500

Fax: (302) 778-7575

brostocki@reedsmith.com

*Counsel for The Bank of New York Mellon  
in its capacity as Trustee of The Bank of  
New York Mellon Employee Benefit  
Collective Investment Fund Plan*